

SIXTEENTH DAY.

Senate Chamber,
Austin, Texas,
February 3, 1931.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem. Hardin.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small. Woodward.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Williamson.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senators Thomason and Holbrook:

S. J. R. No. 15, Proposing an amendment to Section 28, of Article 1, of the Constitution of the State of Texas, limiting the power of suspending laws in this State to the Legislature, and providing that the Legislature may delegate to the department of the State Government charged with the duty of enforcing and administering the game and fish laws of this State, such powers as the Legislature may from time to time desire to delegate.

Read and referred to Committee on Constitutional Amendments.

By Senator Berkeley (by request):
S. B. No. 182, A bill to be entitled "An Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and other maintenance of persons injured in accidents; treating or caring for such injured persons upon the rights of action, claims or demands of such injured persons against other persons or corporations for damages on account of negligence causing the injuries and upon the proceeds of the settlements of any such claim or demands."

Read and referred to Committee on Civil Jurisprudence.

By Senator Berkeley (by request):
S. B. No. 183, A bill to be entitled "An Act making an appropriation for the benefit of independent and common school districts in the State, which maintain day schools for the blind."

Read and referred to Committee on Finance.

By Senator Holbrook:
S. B. No. 184, A bill to be entitled "An Act validating the surveys of all lands heretofore and hereafter made and returned to the General Land Office which surveys are located in whole or in part within the corporate limits of any city, town, or village within this State; vesting the title to lands included within the lines of said surveys as returned to the General Land Office in the parties for which same were made and their heirs, successors and assigns."

Read and referred to Committee on State Affairs.

By Senator Gainer:
S. B. No. 185, A bill to be entitled "An Act to amend Article 2592 of the Revised Civil Statutes of Texas of 1925."

Read and referred to Committee on State Affairs.

By Senator Beck:
S. B. No. 186, A bill to be entitled "An Act making certain emergency appropriations out of any money in the State Treasury for the several departments of government, and certain institutions of the State of Texas, as herein named, for the balance of the fiscal year ending August 31, 1931, and declaring an emergency."

Read and referred to Committee on Finance.

By Senator Woodruff:

S. B. No. 187, A bill to be entitled "An Act defining unfair discrimination and prohibiting any person, firm, company, association or corporation engaged in the production, manufacture, sale or distribution of any commodity in general use in this State, from discriminating between different sections, communities, incorporated cities or towns of this State, for the purpose of destroying the business of a competitor in any locality, or for the purpose of fixing, maintaining, increasing or reducing the price of such commodity by selling or distributing such commodity, or permitting the sale or distribution of such commodity, at a different rate or price in one section, community, incorporated city or town than is charged or permitted to be charged, for said commodity by said party in another section, community, incorporated city or town, after making due allowance for the difference, if any, in the grade or quality, in the actual and necessary cost of transportation paid by the seller or distributor on said commodity and the reasonably necessary difference, if any, in the cost of marketing said commodity; making certain facts prima facie evidence of unfair discrimination; providing punishment, penalty and forfeiture for unfair discrimination as defined in said Act, making it the duty of the Attorney General or the district or county attorney under his direction, to prosecute for the recovery of penalties and forfeitures herein provided, fixing venue of such suits, and fixing fees of district or county attorneys therein; providing that unfair discrimination shall be enjoined at the suit of the Attorney General or district or county attorney, acting under his direction, in the district court of any county of the State of Texas; providing that this Act shall be cumulative of all laws of this State and shall not be construed as repealing any law relating hereto; providing that if any portion of this Act shall be declared unconstitutional, the remaining portions thereof shall not be affected thereby; and declaring an emergency."

Read and referred to Committee on Criminal Jurisprudence.

By Senators Pollard and Greer:

S. B. No. 188, A bill to be entitled "An Act to create the 122nd Judicial District of Texas and to designate the counties constituting said district, and fixing the time for holding court therein; etc., and declaring an emergency."

Read and referred to Committee on Judicial Districts.

Senators Excused.

The following Senators were excused for the day on account of important business:

Senator Woodward, on motion of Senator Moore.

Senator Small, on motion of Senator Hornsby.

S. C. R. No. 10.

Senator Holbrook sent up the following resolution:

Whereas, In response to the invitation of the Salesmanship Club of Houston, the Senate and the House of Representatives of Texas had the pleasure and privilege of enjoying the hospitality of the City of Houston on Saturday, January 31; and

Whereas, The measure of consideration and hospitality so extended was unbounded and so cordial as to impress upon each member of these bodies, who were the recipients thereof, that the City of Houston and its people are past masters in the art of entertaining; and

Whereas, The Hon. R. S. Sterling, Governor of Texas, and the Hon. J. M. West opened their homes in a most magnanimous manner and lavished upon us every courtesy and kindness; and

Whereas, The Salesmanship Club of Houston climaxed the tour of pleasure with the most unusual and unique performance in the history of Gridiron Dinners; and

Whereas, These two bodies of the Texas Legislature feel that they owe a real debt of appreciation and gratitude to our most worthy hosts and are desirous of recognizing such debts and expressing our keen appreciation therefor; now, therefore be it

Resolved by the Senate of Texas, the House concurring, that the real and keen appreciation of the Legislature of Texas be conveyed to Governor R. S. Sterling, to the Hon. J. M. West and to their respective estimable families, and to the Salesman-

ship Club of Houston and to all who contributed to the pleasant and profitable occasion, and that copies of this resolution duly signed by the presiding officers of these two bodies be forwarded to said persons, and to the said organization to the end that the people of Texas may know the appreciation and gratitude felt by the duly elected representatives and senators for the recent courtesies extended to them.

HOPKINS,
HOLBROOK,
WILLIAMSON.

Read and adopted.

S. C. R. No. 11.

Senator Moore sent up the following resolution:

Whereas, Members of the Forty-second Legislature, upon convening of this body, witnessed a spectacle in the form of demands for relief for the unemployed never before experienced in the history of Texas; and

Whereas, The Legislature, upon recommendation of the Chief Executive, has sought to relieve the financial strain upon our citizenship by postponing the date of payment of taxes; and

Whereas, The citizens of Texas generally and those of the agricultural sections particularly are faced with an economic situation and a depressed financial condition heretofore unknown in the history of our country; and

Whereas, Business and professional men, farmers, stockmen, and all other citizens, have of necessity been curtailing expenses of all kinds, reducing salaries and otherwise cutting expenses; and

Whereas, We recognize the necessity of practicing the most rigid economy in governmental expenditures in order to avert a deficiency in the State Treasury during the next biennium; and

Whereas, The depression that prevails justifies the position that no salaries be increased by this session of the Legislature, except to equalize salaries where manifest inequalities exist; therefore be it

Resolved, That it is the sense of the Senate of Texas, the House of Representatives concurring, that we should not at this session of the Leg-

islature expand the activities of any institution or department of government now existing that will incur unwarranted added expense, and that we do not create new and additional departments, bureaus and commissions that will add expense to our State; be it further

Resolved, That we appeal to department heads and State institution heads to join in a program of economy and sane and sensible expenditure of public funds to the end that there shall be a reduction of expense and that the State tax rate will not be increased for the ensuing bienniums; be it further

Resolved, That a committee of seven, three from the Senate and four from the House of Representatives, be appointed by the presiding officer of each body, to confer with the State Auditor and Efficiency Expert and recommend to this session of the Legislature the elimination and consolidation of departments, bureaus and commissions that, in the judgment of said committee, can be abolished and consolidated without injuring the efficiency of our government; be it further

Resolved, That we recognize the necessity of reducing the operating costs of our State government to the end that all salaries and other expenses be held to the irreducible minimum for the biennium, beginning September 1, 1931, and ending August 31, 1933, and that we pledge ourselves to such a program; be it further

Resolved, That we call upon city and county officials and private citizens in all walks of life to refrain from petitioning their Legislators to increase salaries by wholesale and create unnecessary agencies for the expenditure of public funds, and that if economy is to be practiced we must have the active cooperation of every citizen of Texas and all public officials—city, county and state.

MOORE,
HARDIN,
PURL.

The resolution was read and adopted.

Senate Bill No. 142.

The Chair laid before the Senate on its second reading the following bill:

By Senator Stevenson:

S. B. No. 142, A bill to be entitled "An Act to create Jackson County Drainage District Number Eight in Jackson County, Texas, validating and approving all orders made by the commissioners' court of Jackson County in respect to the original organization and creation of said district as a drainage district under Article 3, Section 52 of the Constitution; converting said district, without change of name, to a conservation and reclamation district under Section 59 of Article 16 of the Constitution; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Stevenson, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 142 was put on its third reading and final passage, by the following vote:

Yeas—28.

Beck.	Neal.
Berkeley.	Oneal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Poage.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.

Absent—Excused.

Pollard.	Woodward.
Small.	

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Loy.
Berkeley.	Martin.
Cousins.	Moore.
Cunningham.	Neal.
DeBerry.	Oneal.
Gainer.	Parr.
Greer.	Parrish.
Hardin.	Patton.
Holbrook.	Poage.
Hopkins.	Purl.
Hornsby.	Rawlings.

Russek.
Stevenson.
Thomason.

Williamson.
Woodruff.
Woodul.

Absent—Excused.

Pollard.	Woodward.
Small.	

Senate Bill No. 143.

The Chair laid before the Senate on its second reading the following bill:

By Senator Stevenson:

S. B. No. 143, A bill to be entitled "An Act to create Jackson County Drainage District Number Five in Jackson County, Texas, etc., and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 143 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.	Woodward.
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Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Hopkins.
Berkeley.	Hornsby.
Cousins.	Loy.
Cunningham.	Martin.
DeBerry.	Moore.
Gainer.	Neal.
Greer.	Oneal.
Hardin.	Parr.
Holbrook.	Parrish.

Patton.	Stevenson.
Poage.	Thomason.
Pollard.	Williamson.
Purl.	Woodruff.
Rawlings.	Woodul.
Russek.	

Abesent—Excused.

Small.	Woodward.
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Senate Bill No. 144.

The Chair laid before the Senate on its second reading the following bill:

By Senator Stevenson:

S. B. No. 144, A bill to be entitled "An Act to create Jackson County Drainage District Number One in Jackson County, Texas, validating and approving all orders made by the commissioners' court of Jackson County in respect to the original organization and creation of said district as a drainage district under Article 3, Section 52 of the Constitution, converting said district, without change of name, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 144 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.	Woodward.
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Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.	Woodward.
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Senate Bill No. 145.

The Chair laid before the Senate on its second reading the following bill:

By Senator Stevenson:

S. B. No. 145, A bill to be entitled "An Act to create Jackson County Drainage District Number Two in Jackson County, Texas, validating and approving all orders made by the commissioners' court of Jackson County in respect to the original organization and creation of said district as a drainage district under Article 3, Section 52 of the Constitution; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 145 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.

Woodward.

Read third time and finally passed
by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.

Woodward.

Senate Bill No. 146.

The Chair laid before the Senate
on its second reading the following
bill:

By Senator Stevenson:

S. B. No. 146, A bill to be entitled
"An Act to create Jackson County
Drainage District Number Four in
Jackson County, Texas, validating
and approving all orders made by the
commissioners' court of Jackson
County, in respect to the original or-
ganization and creation of said dis-
trict as a drainage district under Ar-
ticle 3, Section 52 of the Constitu-
tion, converting said district without
change of name, to a conservation
and reclamation district under Sec-
tion 59 of Article 16 of the Consti-
tution; validating all assessments o.
taxes, etc., and declaring an emer-
gency."

The committee report was adopted

The bill was read second time and
passed to engrossment.

On motion of Senator Stevenson
the constitutional rule requiring bills
to be read on three several days was
suspended and S. B. No. 146 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.

Woodward.

Read third time and finally passed
by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.

Woodward.

Senate Bill No. 147.

The Chair laid before the Senate
on its second reading the following
bill:

By Senator Stevenson:

S. B. No. 147, A bill to be entitled
"An Act to create Jackson County
Drainage District Number Three in
Jackson County, Texas, validating
and approving all orders made by the
commissioners' court of Jackson
County in respect to the original or-
ganization and creation of said dis-
trict as a drainage district under Ar-
ticle 3, Section 52 of the Constitu-
tion; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 147 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small. Woodward.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small. Woodward.

Simple Resolution No. 29.

Senator Purl sent up the following resolution:

Whereas, It is undeniable that the highly important work of the office of the Attorney General of Texas, which requires the services of 15 lawyers, cannot be efficiently performed in the cramped and overcrowded and disgracefully inade-

quate quarters now provided for this great law office, which is the sole reliance of six million people for the protection and enforcement of our legal rights, therefore,

Resolved, That the State Board of Control is hereby requested by the State Senate, after consulting and conferring with the Attorney General, to make a survey and report to the Senate what provision can be made, to the best advantage, and with the least possible delay, to provide adequate office facilities, in the capitol, for the Attorney General's Department, together with the estimated cost of making such provision.

PURL.

Read and adopted.

Senate Bill No. 56.

The Chair laid before the Senate on its second reading the following bill:

By Senator Berkeley:

S. B. No. 56, A bill to be entitled "An Act to amend Article 7695, Revised Civil Statutes, relating to the first three years' interest to accrue on bonds of water improvement districts, and providing that the maximum amount of bonds to be issued by any such district may include a sum sufficient to pay the first three years' interest to accrue on said bonds, and when such power is exercised no taxes shall be levied for said three year period, except to pay off and discharge notes provided for in Article 7634; defining approving and validating elections held in any such districts which were for the purpose of authorizing boards of directors thereof to use the balance of the proceeds of interest bonds to pay interest after the expiration of any three year period of time; enacting provisions incident and necessary to the subject and purpose of this Act; and declaring an emergency."

On motion of Senator Berkeley, the bill was laid on the table subject to call.

S. C. R. No. 12.

Senator Hornsby sent up the following resolution:

Directing the Governor to proclaim October 11 of each year "General

Pulaski's Memorial Day" for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

Whereas, The 11th day of October, 1779, is the date in American history of the heroic death of Brigadier General Casimir Pulaski, who died from wounds received on October 9, 1779, at the siege of Savannah, Georgia; and

Whereas, The States of Indiana, Wisconsin, Michigan, Ohio, South Carolina, Pennsylvania, New York, Minnesota, Maryland, New Jersey, Illinois, Rhode Island, New Hampshire, Nebraska, Georgia, and other states of the Union have by legislative enactment designated October 11 to be "General Pulaski's Memorial Day," and

Whereas, It is fitting that the recurring anniversary of this day be commemorated with suitable patriotic and public exercises in observing and commemorating the death of this great American hero of the Revolutionary War; therefore, be it

Resolved by the Legislature of the State of Texas That the Governor of the State of Texas is authorized and directed to issue a proclamation calling upon officials of the government to display the flag of the United States on all governmental buildings on October 11 of each year and inviting the people of the State of Texas to observe the day in schools and churches, or other suitable places, with appropriate ceremonies in commemoration of the death of General Casimir Pulaski.

HORNSBY.

Read and adopted.

Executive Session Set.

On motion of Senator Pollard, the Senate voted to go into executive session tomorrow morning at 10:30 o'clock.

Senate Bill No. 139.

Senator Stevenson called up from the table the following bill:

By Senator Stevenson:

S. B. No. 139, A bill to be entitled "An Act authorizing county boards of school trustees in certain counties of Texas, to employ rural school supervisors in lieu of holding teachers' institutes, defining their duties and fixing their compensation."

The committee report was adopted. The bill was read second time and passed to engrossment.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 139 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small. Woodward.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small. Woodward.

Senate Bill No. 16.

The Chair laid before the Senate on its second reading the following bill:

By Senator Oneal:

S. B. No. 16, A bill to be entitled "An Act to provide for the nomina-

tion of directors of water improvement districts to serve under the provisions of Chapter 2, Title 128, of the Revised Civil Statutes of Texas, 1925, and to repeal all laws in conflict therewith."

The bill was read second time and passed to engrossment.

On motion of Senator Oneal, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 16 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small. Woodward.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small. Woodward.

Motion to Reconsider.

Senator Parr moved to reconsider the vote by which S. B. No. 16 was

finally passed. The motion prevailed.

On motion of Senator Parr, the bill was laid on the table subject to call.

Senate Bill No. 175.

The Chair laid before the Senate on its second reading the following bill:

S. B. No. 175, A bill to be entitled "An Act repealing Senate Bill No. 485, Chapter 174, Acts of the Regular Session of the Forty-first Legislature and creating an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Thomason, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 175 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Woodward. Small.

Read third time and finally passed.

Resolution Signed.

The Chair, President Pro Tem. Carl Hardin, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following resolution:

H. C. R. No. 19.

Motion to Hold Caucus.

On motion of Senator DeBerry, the Senate voted to hold a caucus immediately upon adjournment.

Adjournment .

On motion of Senator Holbrook, the Senate, at 11:03 o'clock a. m.,

adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Petitions and Memorials.

(Card.)

We wish to acknowledge with sincere thanks the kind expression of your sympathy

Doreas Eldridge.

W. T. Eldridge III.

Committee Reports.

Committee Room.

Austin, Texas, Feb. 2, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 39, A bill to be entitled "An Act amending Section 3, Chapter 88, Acts of the Second Called Session of the Forty-first Legislature, by adding thereto Section 3a. providing that before issuing any license plates to those exempt by law from the payment of registration fees on motor vehicles, the approval of the State Highway Department shall be had, and providing for the revocation of license fee receipts and the recalling of plates delivered to such persons, and the means and manner thereof, prescribing offenses and penalties and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

WILLIAMSON, Chairman.

Committee Room,

Austin, Texas, Feb. 2, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 152, A bill to be entitled "An Act to amend the Harris County Road Law, Chapter 17, Acts of the Regular Session of the Thirty-third Legislature of the State of Texas, approved March 5, 1913, as amended by Chapter 117, Acts of the Regular Session of the Fortieth Legislature

of the State of Texas, approved March 1, 1927, by amending Sections 9 and 10 of said Chapter 17 with respect to the method of making purchases of materials and supplies and the awarding of contracts therefor; the preparation of a budget and the manner of operation; the keeping of an inventory of county property, et cetera; amending Section 18 of said Chapter 17 by providing that funds of bond issues may not be diverted from the purpose for which voted; and providing for reports; and by adding Section 28-a, making provision for an accounting system under the county auditor, prescribing his duties and authority, and providing for their enforcement; and by adding Section 28-b, relating to liens for materials and labor furnished contractors for public improvements."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WILLIAMSON, Chairman.

Committee Room,

Austin, Texas, Feb. 2, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 157, A bill to be entitled "An Act to fix the salary of the Superintendent of Public Instruction in each county in Texas having a population of not less than 13388 nor more than 13393 according to the Federal Census of 1930; providing for office expenses; repealing all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,

Austin, Texas, Feb. 2, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 158, A bill to be entitled "An Act validating, ratifying and

approving the acts and proceedings of the county board of school trustees relating to consolidation of common school districts in certain counties; ratifying and validating all bond and tax elections, and the levy of taxes pursuant thereto; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,

Austin, Texas, Feb. 2, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 175, A bill to be entitled "An Act repealing Senate Bill No. 485, Chapter 174, Acts of the Regular Session of the Forty-first Legislature and creating an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Chairman.

Committee Room.

Austin, Texas, Feb. 2, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 186, A bill to be entitled "An Act making certain emergency appropriations out of any money in the State Treasury for the several departments of government, and certain institutions of the State of Texas, as herein named, for the balance of the fiscal year ending August 31, 1931, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

BECK, Chairman.

SEVENTEENTH DAY.

Senate Chamber,

Austin, Texas,

February 4, 1931.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	

Absent—Excused.

Small.

Woodward.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Williamson.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senators Oneal and Thomason:

S. B. No. 189, A bill to be entitled "An Act to amend Section 1 and Section 3 of Chapter 268 of the General Laws of the 40th Legislature, Regular Session as follows: Amend said Section 1 to provide for a license for non-residents of Texas, and aliens who shall fish in the waters of the State of Texas, and to provide for a license for residents of the State of Texas who shall fish with artificial lures of any kind in the waters of this State and amend said Section 3 to provide penalties for the failure of persons to procure a license to fish where the same is required under this Act."

Read and referred to the Committee on State Affairs.

By Senator Williamson:

S. B. No. 190, A bill to be entitled "An Act amending Art. 2075 Revised Civil Statutes of Texas, 1925, relating to taxing stenographers fees, by providing that in divorce cases where a waiver of citation and serv-